

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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In Re: Methyl Tertiary Butyl Ether ("MTBE")
Products Liability Litigation

Master File No. 1:00-1898
MDL 1358 (SAS)
M21-88
ECF Case

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This document relates to the following case:

City of New York, et. al. v. Amerada Hess Corp., et al.
Case No. 04 Civ. 3417

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**SIXTH SUPPLEMENT TO PLAINTIFFS' PHASE III TRIAL
EXHIBIT LIST**

Plaintiffs filed their Phase III exhibit list on June 26, 2009. *See* No. 1:04-CV-3417, Dkt. # 328 (S.D.N.Y. Jun. 26, 2009). In doing so, Plaintiffs expressly reserved the right to supplement or amend its exhibits. *See* Exhibit List. Accordingly, Plaintiffs hereby notify ExxonMobil that in addition to the exhibits on the Exhibit List, Plaintiffs will add the following Exhibits:

EXHIBIT NO.	DATE	DESCRIPTION	BEG. BATES	END BATES
PL -5539	08/06/1992	Memorandum "From the Desk" of T.D. Davis to T.R. Waldron, cc: J.M. Kenna, G.L. Kohlenberger, R.D. McGraw and J.H. Medley Subject: HDT vs.MGH Economics	XOM-DTU-00034358	XOM-DTU-00034374
PL-5540	05/06/1997	Correspondence from Sean Allen of Cargill Ethanol to Tom Martenak, Clean Fuels Manager, Mobil Oil Corporation RE Follow-up to meeting to "discuss ethanol opportunities both old and new."	EM0005467	EM0005470

EXHIBIT NO.	DATE	DESCRIPTION	BEG. BATES	END BATES
PL-5541	April 1995	USEPA Web Page: "Origin of the Reformulated Gasoline Program" EPA 420-F-95-001, EPA Office of Mobile Services	N/A	N/A
PL-5542	August 2003	Summary Report on a Survey of State Experiences with Oxygenate Contamination at LUST Sites A Project of the New England Interstate Water Pollution Control Commission (NEIWPCC)	FOG MDL 1358 005516	FOG MDL 1358 005545
PL-5543	2006	Zhang, Yi, et al. Transport and degradation of ethanol in groundwater. <i>Journal of Contaminant Hydrology</i> , 82. pp. 183-194 (2006)	FOG MDL 1358	FOG MDL 1358
PL-5544	01/23/2009	EXPERT REPORT OF THOMAS C. AUSTIN	N/A	N/A
PL-5545	02/23/2001	Estimating Potential Cancer Cases Averted Due to CaRFG Following CARB/OEHA Methodology	Austin 00163	Austin 00170
PL-5546	04/21/2009	United States Environmental Protection Agency Technology Transfer Network – About Air Toxics	N/A	N/A
PL-5547	11/12/2008	United States Environmental Protection Agency Technology Transfer Network Air Toxics Website	N/A	N/A
PL-5548	June 2001	VOLUME I: Well-to-Wheel Energy Use and Greenhouse Gas Emissions of Advanced Fuel/Vehicle Systems – North American Analysis - EXECUTIVE SUMMARY REPORT	N/A	N/A

EXHIBIT NO.	DATE	DESCRIPTION	BEG. BATES	END BATES
PL-5549	02/26/193	ENVIRONMENTAL PROTECTION AGENCY 40 CFR Part 80 Regulation of Fuels and Fuel Additives: Standards for Reformulated gasoline; Proposed Rule	N/A	N/A
PL-5550	November 1998	HEALTH & ENVIRONMENTAL ASSESSMENT OF MTBE: Report to the Governor and Legislature of the State of California as Sponsored by SB 521 Volume I – SUMMARY & RECOMMENDATIONS [Austin Deposition Exhibit (South Tahoe)]	N/A	N/A
PL-5551	December 1999	California Environmental Protection Agency Air Resources Board Air Quality Impacts of the Use of Ethanol in California Reformulated Gasoline: Final Report to the Environmental policy Council	GRA FV 0616	GRA FV 0688
PL-5552	06/29/1984	Final Regulatory Impact Analysis and Summary Analysis of Comment For: Renewable Oxygenate Requirement for Reformulated Gasoline	N/A	N/A
PL-5553	2007	Attachment 2 FINAL REGULATION ORDER 2007 Amendments to the California Phase 3 Reformulated Gasoline Regulations California Code of Regulations, Title 13, Division 3, Chapter 5. Standards for Motor Vehicle Fuels Article 1. Standards for Gasoline	N/A	N/A
PL-5554	00/00/0000	Evaluation of MTBE Combustion Byproducts in California Reformulated Gasoline: Report to California State Legislature under S.B. 521: Effects of MTBE	SIERRA 005839	SIERRA 005891
PL-5555	11/18/1991	Report No. SR91-11-01 Cost-Effectiveness Analysis of CARB's Proposed Phase 2 Gasoline Regulations prepared for: Western States Petroleum Association (WSPA)	SIERRA 004835	SIERRA 004884

EXHIBIT NO.	DATE	DESCRIPTION	BEG. BATES	END BATES
PL-5556	July 2002	United States Department of Agriculture (USDA) Agricultural Economic Report Number 614: The Energy Balance of Corn Ethanol: An update by Hosein Shapouri, et al.	N/A	N/A

Dated: New York, New York
September 14, 2009

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